



# United States Department of the Interior

## BUREAU OF INDIAN AFFAIRS

Western Regional Office

2600 N. Central Ave

Phoenix, Arizona 85004

IN REPLY REFER TO:

Tribal Government Services

March 17, 2022

Honorable Joseph Holley  
Chairman, Te-Moak Tribe of  
Western Shoshone Indians  
525 Sunset Street  
Elko, Nevada 89801

Dear Chairman Holley:

On March 2, 2022, the Western Regional Office, Bureau of Indian Affairs (Region), issued a letter identifying a list of individuals whom the Region's records supported as the last undisputed governmental body of the Te-Moak Tribe of Western Shoshone Indians of Nevada (Tribe). Subsequent to the issuance of that letter, documentation was provided to the Region confirming the following changes to the Te-Moak Tribal Council as constituted prior to the disputed October 2021 elections:

1. On March 4, 2021, in Resolution No. 21-TM-38, the Te-Moak Tribal Council accepted the resignation of the Vice-Chairman, Juan Arevalo, from membership on the Te-Moak Tribal Council. Also on March 4, 2021, by Resolution No. 21-TM-39, the Te-Moak Tribal Council seated Alice Tybo as the new Vice-Chairman. Thereafter, on March 31, 2021, pursuant to Resolution No. 2021-EBC-15, the Elko Band accepted Juan Arevalo's resignation and selected Thalia Marin to replace him on the Te-Moak Tribal Council.
2. On May 20, 2020, pursuant to Resolution No. 2020-EBC-24, the Elko Band Council accepted Jill Temoke's verbal resignation and selected Davis Gonzales as her replacement. On June 3, 2020, in Resolution No. 20-TM-45, the Te-Moak Tribal Council removed Jill Temoke as a member of the Te-Moak Tribal Council and accepted Davis Gonzales as her replacement.
3. On July 6, 2020, by Resolution No. 20-BM-07 and Resolution No. 20-BM-08, the Battle Mountain Band Council selected Julia Oppenheim and David Carrera to serve on the Te-Moak Tribal Council. Their selection was thereafter accepted by the Te-Moak Tribal Council by Resolution No. 20-TM-62.
4. On August 5, 2020, by Resolution No. 20-TM-78, the Te-Moak Tribal Council accepted Paula Garcia as a representative from the Wells Band.
5. On June 16, 2021, by Resolution No. 2021-EBC-27, the Elko Band accepted the resignation of Robert Brady to the Te-Moak Tribal Council.
6. According to meeting minutes of the Battle Mountain Band Council dated October 18, 2021, Clifton Oppenheim submitted his written resignation from the Band Council.

Thus, according to the records of the Western Regional Office, the membership of the last undisputed Te-Moak Tribal Council was:

Joseph Holley, Chairman  
Alice Tybo, Vice-Chairman  
Andrea Woods (Wells Rep)  
Duane M. Garcia Sr. (South Fork Rep)  
Julia Oppenheim (Battle Mountain Rep)  
David Carrera (Battle Mountain Rep)  
Thalia Marin (Elko Band Rep)  
Davis Gonzales (Elko Band Rep)  
Larry Yeager Jr. (Elko Band Rep)  
Paula Garcia (Wells Rep)

Our letter of March 2, 2022, is hereby modified accordingly. It is reiterated that our interim recognition of this Council is for the limited purpose of transferring judicial jurisdiction from the CFR Court to the Tribe pursuant to 25 C.F.R. § 11.104. It is not a general letter of recognition, does not finally resolve the present Te-Moak intra-governmental dispute, and is not a final decision regarding the validity of the Tribal Court or the Tribal Judge. That is a matter for a tribal forum.

For the reasons set forth in the Region's letter of March 2, 2022, this letter is not subject to review under 25 C.F.R. Part 2.11.

If the Tribe needs any assistance or has any questions regarding this letter, please contact Sophia J. Torres, Acting Tribal Operations Officer, or Karrie Quartz, Tribal Operations Specialist, at (602) 379-6786.

Sincerely,

**JESSIE  
DURHAM**

Digitally signed by JESSIE  
DURHAM  
Date: 2022.03.17 11:45:46  
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Jessie Durham  
Acting Regional Director

cc: Superintendent, Eastern Nevada Agency  
Court of Indian Offenses for the Western Region  
BIA – Office of Justice Services, District III  
See Attached Distribution Listing

Distribution:

Te-Moak Tribe of Western  
Shoshone Indians of Nevada  
525 Sunset Street  
Elko, Nevada 89801

Te-Moak Tribe of Western  
Shoshone Indians of Nevada  
P.O. Box 274  
Battle Mountain, Nevada 89820

Battle Mountain Band  
37 Mountain View Drive  
Battle Mountain, Nevada 89820

Elko Band  
1745 Silver Eagle Drive  
Elko, Nevada 89801

South Fork Band  
HC-30, Box B-13-Lee  
Spring Creek, Nevada 89815

Wells Band  
PO Box 809  
Wells, Nevada 89835